



1655 SGQ
PATENT
Attorney Docket 044921-5047-02

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: **Mark B. Rabin**)
Application No. **09/982,835**) Art Unit: **1655**
Filed: **October 22, 2001**) Examiner: **Not Assigned**
For: **Mutations in the BRCA1 Gene**)

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Box Sequence

Commissioner for Patents
Washington, D.C. 20231

RESPONSE TO NOTICE TO COMPLY WITH REQUIREMENTS FOR PATENT
APPLICATIONS CONTAINING SEQUENCE DISCLOSURES

1. This paper is filed in response to the Notice to Comply with Requirements for Patent Applications Containing Nucleotide Sequences and/or Amino Acid Sequence Disclosures dated March 15, 2002.
2. Extension of Time: The proceedings herein are for a patent application and the provisions of 37 C.F.R. 1.136(a) apply. Applicant petitions for a one-month extension of time from May 15, 2002 to June 15, 2002, the extension fee for which is \$55.00 as set out in 37 C.F.R. 1.17(a)-(d) for small entities. This response is being filed under the next business day rule on Monday, June 17, 2002 as the due date for responding fell on a weekend (Saturday, June 15, 2002). If an additional extension of time is required, please consider this a petition therefor.
3. Additional Papers Filed:
(i) Copy of Notice dated March 15, 2002
(ii) Statement Accompanying Sequence Listing
(iii) Sequence Listing – 9 pages
(iv) Computer Diskette with electronic copy of Sequence Listing
4. Fee Payment: The Commission is hereby authorized to charge **\$55.00** to Deposit Account 50-0310 for payment of the one-month extension of time fee.
5. Except for issue fees payable under 37 C.F.R. 1.18, the Commissioner is hereby authorized by this paper to charge any additional fees during the entire pendency of this application including fees due under 37 C.F.R. 1.16 and 1.17 which may be required, or credit any overpayment to Deposit Account 50-0310.

Dated: **June 17, 2002**
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1111 Pennsylvania, N.W.
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202-739-3000

Respectfully submitted
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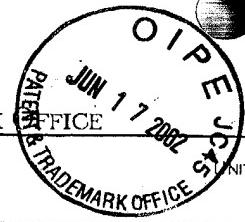
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| APPLICATION NUMBER | FILING/RECEIPT DATE | FIRST NAMED APPLICANT | ATTORNEY DOCKET NUMBER |
|--------------------|---------------------|-----------------------|------------------------|
| 09/982,835 | 10/22/2001 | Mark B. Rabin | 44921-5047-02 |

009629
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CONFIRMATION NO. 8480
FORMALITIES LETTER



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Date Mailed: 03/15/2002

**NOTICE TO COMPLY WITH REQUIREMENTS FOR PATENT APPLICATIONS
CONTAINING NUCLEOTIDE SEQUENCE AND/OR AMINO ACID SEQUENCE
DISCLOSURES**

Applicant is given **TWO MONTHS FROM THE DATE OF THIS NOTICE** within which to file the items indicated below to avoid abandonment. Extensions of time may be obtained under the provisions of 37 CFR 1.136(a).

- A request to transfer the computer readable form from another application on file at the U.S. Patent and Trademark Office has been submitted as permitted by 37 C.F.R. 1.821(e). However, the request cannot be complied with since there is no compliant CRF present at the United States Patent and Trademark Office. Applicant must provide an initial computer readable form (CRF) copy of the "Sequence Listing" and a statement that the content of the sequence listing information recorded in computer readable form is identical to the written (on paper or compact disc) sequence listing and, where applicable, includes no new matter, as required by 37 CFR 1.821(e), 1.821(f), 1.821(g), 1.825(b), or 1.825(d).

For questions regarding compliance to these requirements, please contact:

- For Rules Interpretation, call (703) 308-4216
- To Purchase PatentIn Software, call (703) 306-2600
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A copy of this notice MUST be returned with the reply.

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Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE